

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No.4796 of 2007

08-03-2007

Between:-

Ishwar Chand

Petitioner

And

The Chief Rationing Officer,
Twin Cities, Hyderabad,
Office at Secunderabad and
Another.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 4796 of 2007

Oral order:

The petitioner is the Managing Partner of M/s. Vijay Oil and Dall Mill, Chandrayangutta, Hyderabad and a licensee under the provisions of the Andhra Pradesh Scheduled Commodities (Licensing and Distribution) Order, 1982 (for short 'the Control Order'), which is in force.

On 22-02-2007, the premises of M/s. Vijay Oil and Dall Mill, Hyderabad was inspected by the Civil Supplies Enforcement Wing and it is *prima facie* noticed that the petitioner has stored 496.61 quintals of Bengal Gram Dal (semi finished) and 56.42 quintals of Bengal Gram Dal (broken). On verification of the stock register with the available ground stocks, variation of 30.39 (-) quintals of

Bengal Gram Dal (semi finished) and 57.00 (+) quintals of Bengal Gram Dal (broken) was noticed. Alleging speculative trade and contravention of the conditions of license and the provisions of the Control Order, the scheduled commodities found in the premises of the petitioner were seized and a panchanama was recorded. A case against the petitioner under Section 6-A of the Essential Commodities Act, 1955 has been initiated.

By the representation dated 23-02-2007 addressed to the first respondent, the petitioner sought interim release of the seized stocks. The petitioner's grievance is that his representation has not yet been considered and disposed of.

In the aforesaid circumstances, after hearing the learned Government Pleader for Civil Supplies also, the writ petition is disposed of directing the first respondent expeditiously and preferably within a period of thirty (30) days from the date of receipt of a copy of this order, consider and dispose of the petitioner's application for interim release of the seized commodities. The first respondent shall pass a reasoned order on the petitioner's application. Nothing in this order shall be construed as an expression by this court on the merits of the petitioner's application and the first respondent shall pass appropriate orders in accordance with law. No costs.

GODA RAGHURAM, J

Dated:08-03-2007

Pvks/*